

# MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

## REGULAR MEETING OF November 16, 2007

(Published November 24, 2007, in *Finance and Commerce*)

Council Chamber  
350 South 5<sup>th</sup> Street  
Minneapolis, Minnesota  
November 16, 2007 - 9:30 a.m.

Vice President and President pro tem Lilligren in the Chair.

Present - Council Members Benson, Goodman, Hodges, Samuels, Gordon, Hofstede, Schiff, Glidden, Remington, Vice President and President pro tem Lilligren.

Absent – Council Members Ostrow, Colvin Roy and President Johnson.

Benson moved approval of the agenda. Seconded.

Schiff moved to amend the agenda to include under New Business a notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 14, Chapters 360 and 362 of the Minneapolis Code of Ordinances relating to *Liquor and Beer*, and Title 12, Chapter 249 relating to *Housing: Vacant Dwelling or Building, Nuisance Condition*. Seconded.

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

The agenda, as amended, was adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Benson moved acceptance of the minutes of the Regular Meeting and the Adjourned Session of November 2, 2007 and the Special Joint Meeting with the Minneapolis Library Board of Trustees of November 7, 2007. Seconded.

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Benson moved referral of petitions and communications and reports of the City officers to the proper Council committees and departments. Seconded.

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

### PETITIONS AND COMMUNICATIONS

#### **COMMUNITY DEVELOPMENT (See Rep):**

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272401)

2007 Emergency Shelter Grant Funds: \$150,000 for Our Savior's Housing.

#### **COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET (See Rep):**

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272402)

MN Shubert Center: Extension to Grant Agreement with MN Department of Employment & Economic Development; Extension to original Redevelopment Contract.

Upper Harbor Terminal Operating Budget for 2008.  
Midtown Global Market: Deferral of Bridge Loan payments & approval of new Market Consultant Services Loan.  
Seward Co-op (2801-23 E Franklin Ave): Restructure of CEDF Loan.  
NEIGHBORHOOD REVITALIZATION PROGRAM (NRP) (272403)  
NRP Phase II Neighborhood Action Plans:  
Victory;  
Waite Park.

**HEALTH, ENERGY AND ENVIRONMENT:**

HEALTH AND FAMILY SUPPORT SERVICES (272404)  
Public Health Emergency Preparedness: Quarterly report.

**HEALTH, ENERGY AND ENVIRONMENT and INTERGOVERNMENTAL RELATIONS:**

COORDINATOR (272405)  
2008 Environmental Legislative Agenda.

**HEALTH, ENERGY AND ENVIRONMENT and WAYS & MEANS/BUDGET (See**

HEALTH AND FAMILY SUPPORT SERVICES (272406)

Lead Testing of Minneapolis Children: Execute agreement with Medica Foundation to provide on-site outreach to pediatric clinic staff, lead education and referrals to community resources; and Approve appropriation.

Youth Violence Prevention: Create 1.0 FTE, grant funded Family Support Specialist III/Youth Violence Prevention position, with final hiring contingent upon Council approved funding in 2008 budget.

**INTERGOVERNMENTAL RELATIONS:**

GRANTS AND SPECIAL PROJECTS (272407)  
Third Quarter 2007 Report.

**PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):**

LICENSES AND CONSUMER SERVICES (272408)

Licenses: Applications.

LICENSES AND CONSUMER SERVICES (272409)

R Normans (700 Hennepin Av): Application for On-Sale Liquor Class A with Sunday Sales License, with conditions.

Toast Wine Bar and Cafe (415 1st St N): Comments relating to application for On-Sale Wine Class E with Strong Beer License (permanent expansion of premises for outdoor seating area).

La Chaya Bistro (4537 Nicollet Av): Grant On-Sale Wine Class D with Strong Beer and Restaurant Licenses, with conditions.

Net Supermarket (1845 Nicollet Av): Grant Grocery and Tobacco Dealer's Licenses, with conditions.

REGULATORY SERVICES (272410)

2007 Inspections Division Special Assessment Levies: Approve levy amounts for Offensive Matter (rubbish/weeds/hazardous trees; brush and plant growth); Inoperable Vehicle Tow Administrative Fees; Unpaid Administrative Citations; Emergency Demolition; Building Demolition; Vacant Boarded Housing Registrations; Reinspection Fees; Securing of Buildings (Police Board Up); and Securing Abandoned Buildings.

**PUBLIC SAFETY AND REGULATORY SERVICES and TRANSPORTATION & PUBLIC WORKS (See Rep):**

PUBLIC WORKS AND ENGINEERING (272410.1)  
Special Assessment Deferments: a) 1908 3rd Av N.

**PUBLIC SAFETY AND REGULATORY SERVICES and WAYS & MEANS/BUDGET (See Rep):**

POLICE DEPARTMENT (272411)

Beat Officers: Execute contract with Northeast Business Association to receive funds to provide beat officers on East Hennepin Avenue during 2007 holiday shopping season.

Digital Squad Video Cameras: Accept grant award and execute agreement with Minnesota Department of Public Safety for digital in-squad video camera systems for patrol vehicles.

Immigration and Customs Enforcement: Execute Memorandum of Understanding with Immigration and Customs Enforcement Agency to reimburse Police Department for costs incurred by providing services for joint operations.

REGULATORY SERVICES (272412)

Emergency Preparedness Grants: Approve transferring remaining active grants to Department of Regulatory Services and Emergency Preparedness; transferring the remaining grant appropriations; and transferring the associated grant expenditures for 2007.

**TRANSPORTATION AND PUBLIC WORKS:**

NSP/XCEL ENERGY (272413)

Utility Pole Installation: a) 1082-1100 17th Av SE; and b) 825 E Lake St.

**TRANSPORTATION AND PUBLIC WORKS (See Rep):**

PUBLIC WORKS AND ENGINEERING (272414)

Special Service Districts: Approve assessments; Comments.

2007 Levy of Public Works Special Assessments: Adopt assessment rolls.

Organized Solid Waste Collection Process: Adopt findings and issue RFP.

**TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS/BUDGET (See Rep):**

PUBLIC WORKS AND ENGINEERING (272415)

Public Works General Consultant Pool: Master service agreements.

Capital Project Closeout: Close-out project funds.

Excavation Permit Fees: Revise fees and fee structure; Qwest comments.

I-35W and Lake Street Design and Access Improvements: Cost participation agreement.

Bids: a) OP 6854, Henry Pratt Company and Plant and Flanged Equipment Company for valves; and b) OP 6863, Egan Company, for light fixtures at the 11<sup>th</sup> Street Municipal Parking Ramp.

**WAYS AND MEANS BUDGET:**

FINANCE DEPARTMENT (272416)

Workers' Compensation Expenses: 3rd Quarter 2007.

POLICE DEPARTMENT (272417)

MPD October 2007 Budget Status Report.

**WAYS AND MEANS BUDGET (See Rep):**

ATTORNEY (272418)

Legal Settlements: a) Rosie Irons; and b) Hussein Y. Wasuge.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272419)

Certified Local Government (CLG) Grant through Minnesota Historical Society: Accept funds to revise City's survey of historic properties.

CONVENTION & VISITORS ASSOCIATION OF GREATER MPLS (272420)

Meet Minneapolis: Accept non-profit convention events funds.

CONVENTION CENTER AND PROCUREMENT (272421)

Minneapolis Convention Center: Low bid for snow plowing and removal services by Minnesota 1 Construction.

FINANCE DEPARTMENT (272422)

2007 Property Tax Special Assessment of Delinquent Utility Charges.

**ZONING AND PLANNING (See Rep):**

INSPECTIONS/BOARD OF ADJUSTMENT (272423)

535 Sheridan Ave N Variance Appeals: RCA with BOA staff report and meeting minutes; appellant statement.

5112 Vincent Ave S Variance Appeal: RCA and staff report.

201 W Diamond Lake Rd Variance Appeal: RCA and staff report.

PLANNING COMMISSION/DEPARTMENT (272424)

508 Morgan Ave N & 509 Logan Ave N alley vacation: Staff report; resolution.

800 Washington Ave N and 8th Ave N street vacation: Staff report; email from adjacent business; resolution.

4654 Russell Ave N alley vacation: Staff report; resolution.

7th & 10th Aves N and 3rd & 4th Sts N alley vacation: Staff report.

Resolution correcting resolution 2005R-536: Staff report.

**UNFINISHED BUSINESS (See Rep):**

HEALTH AND FAMILY SUPPORT SERVICES (272425)

Minneapolis Advisory Committee on People with Disabilities: Approve appointments and reappointments.

**FILED:**

CHARTER COMMISSION (272426)

Proposed Charter Revision: Draft 9D.

CITY CLERK (272427)

Verbatim Transcripts:

Z&P Committee of 5/5/2005 re Interim Ordinance adding a new Chapter 579 providing for a moratorium on new construction & expansion of all development projects & uses not permitted as of right in the Loring Hill area;

City Council of 5/13/2005 re Interim Ordinance adding a new Chapter 579 providing for a moratorium on new construction & expansion of all development projects & uses not permitted as of right in the Loring Hill area.

CITY CLERK (272428)

Verbatim Transcripts:

Z&P Committee 9/15/2004 re Peter Coyle, on behalf of Continental Property Group (Parc Central, 343, 401, 403 & 409 Oak Grove St & 416 Clifton Ave) appeal of decision of Planning Commission on various land use applications.

City Council 9/24/2004 re Peter Coyle, on behalf of Continental Property Group (Parc Central, 343, 401, 403 & 409 Oak Grove St & 416 Clifton Ave) appeal of decision of Planning Commission on various land use applications.

*The following reports were signed by Mayor Rybak on November 20, 2007. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.*

## **REPORTS OF STANDING COMMITTEES**

### **The COMMUNITY DEVELOPMENT Committee submitted the following report:**

**Comm Dev** – Your Committee recommends approval of up to \$150,000 of 2007 Emergency Shelter Grant (ESG) funds for Our Savior's Housing at 2xxx Chicago Ave, by Our Savior's Housing, bringing the total amount of 2006 and 2007 ESG funds approved for this project to \$215,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

### **The COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET Committees submitted the following reports:**

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the Minnesota Shubert Center, now recommends that the proper City officers be authorized as follows:

a) To execute an amendment providing a six month extension to the Grant Agreement with the Minnesota Department of Employment and Economic Development (2005 State bonding of \$1.0 million for pre-design and design);

b) Approve the terms of an amendment for a one year extension to the amendment to the original Redevelopment Contract and its accompanying Promissory Note; and

c) To execute these and all related documents.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Comm Dev & W&M/Budget** – Your Committee recommends approval of the Upper Harbor River Terminal Operating Budget for 2008, as set forth in the Department of Community Planning & Economic Development staff report.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Comm Dev & W&M/Budget** - Your Committee, having under consideration deferral of the Midtown Global Market bridge loan and New Market Consultant Services loan, now recommends approval of the deferral of the Midtown Global Market Bridge Loan payments; and approval of a new, matching \$100,000 Market Consultant Services Loan, as set forth in the Department of Community Planning & Economic Development report, and that the proper City officers be authorized to execute necessary documents.

Your Committee further recommends passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by \$100,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

## **RESOLUTION 2007R-571**

**By Goodman and Ostrow**

### **Amending the 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning and Economic Development Agency in the Neighborhood Development Account Fund (FNA0-890-8490) by \$100,000 from available fund balance.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the Victory Neighborhood Revitalization Program (NRP) Phase II Neighborhood Action Plan, now recommends:

- a) Approval of said action plan and specifically those parts of the Plan that fall under City jurisdiction, with the total cost of the Plan not to exceed \$480,270;
- b) Passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by \$240,135 in the NRP fund for implementation of said Plan;
- c) Referral of \$240,135 for Plan implementation in a reserve account within Fund CNR0 for future year expenditures on the approved Plan, provided that no more than 70% of the amount approved for the Plan (\$336,189) be obligated in the first three years after approval of the Plan; and
- d) That the proper City officers be authorized to enter into any contracts or agreements needed to implement said Plan.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-572**  
**By Goodman and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning and Economic Development Agency in the NRP Program Fund (CNR0-890-3550) by \$240,135.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the Waite Park Neighborhood Revitalization Program (NRP) Phase II Neighborhood Action Plan, now recommends:

- a) Approval of said action plan and specifically those parts of the Plan that fall under City jurisdiction, with the total cost of the Plan not to exceed \$447,124;
- b) Passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by \$156,493 in the NRP fund for implementation of said Plan;
- c) Referral of \$280,631 for Plan implementation in a reserve account within Fund CNR0 for future year expenditures on the approved Plan, provided that no more than 70% of the amount approved for the Plan (\$312,986) be obligated in the first three years after approval of the Plan; and
- d) That the proper City officers be authorized to enter into any contracts or agreements needed to implement said Plan.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-573**  
**By Goodman and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning and Economic Development Agency in the NRP Program Fund (CNR0-890-3550) by \$156,493.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.



**Comm Dev & W&M/Budget** - Your Committee, having under consideration the expansion of the Seward Co-op and relocation from 2111 E Franklin Ave to 2801-23 E Franklin Ave, now recommends approval of the restructuring of CEDF Loan # AA970073 as set forth in the Department of Community Planning & Economic Development report, and that the proper City officers be authorized to execute all necessary documents.

Your Committee further recommends passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by \$150,000.

Adopted 11/16/2007.

Declining to vote - Gordon.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-574**  
**By Goodman and Ostrow**

**Amending the 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning and Economic Development Agency in the Community Development Fund (SPH0-890-8933) by \$150,000 from available fund balance.

Adopted 11/16/2007.

Declining to vote - Gordon.

Absent - Ostrow, Colvin Roy, Johnson.

**The HEALTH, ENERGY & ENVIRONMENT and WAYS & MEANS/BUDGET Committees submitted the following reports:**

**HE&E & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute an agreement with the Medica Foundation to accept revenue, in an estimated amount of \$40,000, to increase lead testing of one and two year old Minneapolis children, as follows:

a. designing materials for Minneapolis pediatric clinics to use in evaluating and improving their lead testing programs.

b. visiting clinics to discuss barriers to testing.

c. providing educational materials, community organization referral sources and in-home lead testing kits for clinics to share with their patients.

d. evaluating the clinics' lead testing programs through voluntary chart audits and staff surveys.

Further, passage of the accompanying resolution appropriating \$40,000 to the Department of Health & Family Support.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-575**  
**By Benson and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Health & Family Support Agency in the Grants - Other Fund (060-860-8615) by \$40,000 and increasing the Revenue Source (060-860-8615 - Source 3720) by \$40,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**HE&E & W&M/Budget** - Your Committee, having received a presentation on the Youth Violence Prevention Steering Committee draft report, now recommends the following:

- a. that the report be received and filed.
- b. that a public hearing be held on December 10, 2007 on the final report.
- c. that the Department of Health & Family Support be authorized to create a 1.0 Full-Time Equivalent, grant funded Family Support Specialist III/Youth Violence Prevention position to implement the recommendations of the report (040-860-8605). The final hiring of the position shall be contingent upon Council approved funding in the 2008 budget.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**The INTERGOVERNMENTAL RELATIONS Committee submitted the following report:**

**IGR** - Your Committee recommends passage of the accompanying resolution relating to relationships between the City of Minneapolis and the City's Independent Boards.

Hodges moved that the report be postponed. Seconded.

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**The PUBLIC SAFETY & REGULATORY SERVICES Committee submitted the following reports:**

**PS&RS** - Your Committee, having under consideration the application of Bramare LLC, dba Toast Wine Bar and Cafe, 415 1st St N, for an On-Sale Wine Class E with Strong Beer License (permanent expansion of premises for outdoor seating area) to expire April 1, 2008, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee, having under consideration the application of Koch Group Minneapolis LLC, dba R Normans, 700 Hennepin Av, for an On-Sale Liquor Class A with Sunday Sales License, and having held a public hearing thereon, now recommends that the accompanying resolution granting said Liquor license application, subject to conditions, be sent forward without recommendation.

Goodman moved that the report be amended by deleting the language "be sent forward without recommendation" and inserting in lieu thereof "be approved, contingent upon the shareholder group being modified to remove the name of David E. Youmans". Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-576, granting the application of R Normans, 700 Hennepin Av, for an On-Sale Liquor Class A with Sunday Sales License, subject to conditions, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-576**

**By Samuels**

**Granting the application of R Normans, 700 Hennepin Av, for an On-Sale Liquor Class A with Sunday Sales License, subject to conditions.**



Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Koch Group Minneapolis LLC, dba R Normans, 700 Hennepin Av, for an On-Sale Liquor Class A with Sunday Sales License (new business) to expire January 1, 2008, subject to the following conditions:

1. The establishment may not operate as a sexually oriented use as is defined in Chapter 549.340 of the Minneapolis Code of Ordinances.

2. The applicant will not allow any activities to occur on its premises which include or involve nude or semi-nude dancing, revealing or inappropriate employee attire, mud wrestling, wet T-shirt contests, employee wrestling with customers or sexually suggestive touching, and other similar types of activities.

3. Violation of the terms of Conditions 1 and 2 above shall provide a basis for revocation of the City's consent for the applicant to operate the Class A Liquor License.

4. All parties hereto agree that this Agreement is specifically enforceable and that in any litigation involving this Agreement, no defense will be raised as to its enforceability.

5. R Normans will be licensed as and will operate under the category of restaurant, as set forth in Minnesota Statute Chapter 340A.404. Entertainment shall be incidental to the primary purpose and function of R Normans as a restaurant. In the event that R Normans converts the use of the premises to an exclusive liquor store (as defined in Section 360.100 of the Minneapolis Code) or advertises as a nightclub use, the City may require that a new business plan be submitted and that new conditions of license be effectuated.

6. The licensee will collect all litter within 100 feet of the exterior of the building housing the licensed premises on a daily basis.

7. Employees of the applicant shall receive alcohol server training from an approved provider at a minimum on a yearly basis. All new employees shall attend server training within 60 days of serving beverage alcohol.

8. Noise from the establishment will be kept to a minimum by taking appropriate measures as required in Section 360.55 of the Minneapolis Code of Ordinances or as required by Minnesota State Rules or Laws. Noise coming from patrons of the establishment will be managed consistent with the requirements of Chapter 389 of the Minneapolis Code of Ordinances.

9. The business agrees not to install payphones either inside or outside the establishment.

10. Follow all laws and rules of the City of Minneapolis and the State of Minnesota relating to operating an establishment with on sale beverage alcohol license.

11. Any patron under the age of 21 with any detectable presence of alcohol in their system shall be refused admittance into the establishment or as soon as alcohol is detected in the patron's system, escorted from the premises.

12. The licensee shall not advertise nor promote "18 plus/all ages" events on the premises. For purposes of this Agreement, "18 plus/all ages" events shall be defined as an event that is advertised as an 18 plus/all ages event that offers live entertainment or a DJ in a nightclub type setting.

13. The applicant or designated representative shall regularly attend the Downtown Entertainment District Security Meetings (Bar Watch).

14. All persons seeking to gain entrance to the establishment after 10:00 p.m. who in the reasonable judgment of the on-site management/staff of R Normans appear to be under the age of 21 shall be required to present legitimate identification as a condition of entrance except during private events that are not open to the public.

15. The applicant shall compile, maintain and share a "do not admit" list and any video surveillance system recordings with the local Precinct or any other official of the City of Minneapolis upon request to prevent reoccurrence of disturbances by known persons.

16. When in use, any VIP area within the establishment will be staffed at all times with at least one employee of the licensee who has received alcohol server training.

17. All ID's confiscated due to improper use by the patron or because the ID is counterfeit or otherwise invalid or defective will be turned over to the First Police Precinct within 24 hours.

18. No VIP wristbands or any other privileges which would permit or allow the consumption of alcoholic beverages will be extended to any person without first verifying legal age to consume alcoholic beverages.

19. R Normans at all times will keep an accurate occupancy count and immediately share such figures upon the request of any official or officer of the City of Minneapolis. R Normans shall not let more patrons into the establishment than is legally allowed.

20. The applicant will schedule and maintain adequate security beyond closing time to assist with effective dispersal of venue-associated crowds.

21. The licensee shall provide food service in all outdoor areas during all hours of operation. Food service may consist of less than the full menu, but shall at all times offer a substantial choice of main courses, other food items, and nonalcoholic beverages.

22. The City Council may review the operation of any outdoor area in connection with the renewal of the on-sale license for the establishment or at any other time for good cause. Violation of the terms and conditions of this section shall be grounds for revocation, suspension, or refusal to renew the on-sale license for that portion of the licensed premises pertaining to the outside area.

23. The licensee is prohibited from serving any alcoholic malt beverage or non-alcoholic beverage in an original container manufactured from glass after 11:00 p.m. in the outdoor area. In addition to the prohibition on serving alcoholic malt beverages or non-alcoholic beverages in original containers manufactured from glass, the licensee shall not allow patrons to carry such beverage containers from an indoor area into an outdoor area.

24. final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends passage of the accompanying resolution granting the application of La Chaya Bistro, 4537 Nicollet Av, for On-Sale Wine Class D with Strong Beer and Restaurant Licenses, subject to conditions.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-577, granting the application of La Chaya Bistro, 4537 Nicollet Av, for On-Sale Wine Class D with Strong Beer and Restaurant Licenses, subject to conditions, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-577**

**By Samuels**

**Granting the application of La Chaya Bistro, 4537 Nicollet Av, for On-Sale Wine Class D with Strong Beer and Restaurant Licenses, subject to conditions.**

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by La Chaya Inc, dba La Chaya Bistro, 4537 Nicollet Av, for an On-Sale Wine Class D with Strong Beer License (new business) to expire April 1, 2008, subject to the following conditions:

1. La Chaya Bistro will not seat new patrons outdoors after 10:00 p.m.

2. La Chaya Bistro will participate in a community meeting to be held approximately six months after their opening date, if deemed necessary by the Licenses & Consumer Services Division, or by request of a City of Minneapolis Council person.

3. final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends passage of the accompanying resolution granting the application of Net Supermarket, 1845 Nicollet Av, for Grocery and Tobacco Dealer's Licenses, subject to conditions.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-578, granting the application of Net Supermarket, 1845 Nicollet Av, for Grocery and Tobacco Dealer's Licenses, subject to conditions, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-578**

**By Samuels**

**Granting the application of Net Supermarket, 1845 Nicollet Av, for Grocery and Tobacco Dealer's Licenses, subject to conditions.**

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Haiat Inc, dba Net Supermarket, 1845 Nicollet Av, for Grocery and Tobacco Dealer's Licenses (new proprietor) to expire April 1, 2008, subject to the following conditions:

1. "No Trespassing" signs will remain clearly posted on the exterior of the business. Grocery store staff will immediately ask people that are observed loitering in the immediate vicinity of the store to leave. If the loitering activity persists, staff will call 911 and request assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity.

2. The business will have a minimum of two staff employees working from 3:00 p.m. until the close of business each day to ensure monitoring of the exterior and to reduce negative behaviors.

3. The business agrees not to sell single cigars or single cigarettes.

4. The business agrees not to sell items which are commonly used by drug users and drug dealers. These items include glass pipes (sometimes with roses inside), Brillo Pads or Chore Boy products, tobacco pipes, small zip lock bags also known as jewelry bags, and single use tobacco products to include rolling papers. The business will also agree not to supply matches to non-tobacco customers.

5. The business agrees to keep all exterior and interior lights illuminated and functioning properly.

6. All windows will be free of signs and other items that block the view in and out.

7. The owner shall comply with the Surveillance Camera Ordinance.

8. The owner agrees not to install temporary advertising banners or signs on the exterior of the premises, including the fences, walls or other fixtures of the property.

9. The business agrees to clean the property, and all areas within 100 feet of the property line, of litter and trash twice daily. The business shall maintain a litter receptacle in front of the business that is convenient for customer use.

10. Refuse shall be stored in a regularly serviced, closed container (dumpster) that shall be screened from view as is required by the Minneapolis Code of Ordinances. At no time shall this refuse container be overfilled so that the cover cannot be completely closed at all times.

11. The business will have maximum operating hours as follows: Sunday through Thursday, 7:00 a.m. to 10:00 p.m.; Friday and Saturday 7:00 a.m. to 11:00 p.m.

12. The business will stock a variety of common staple food items such as milk, bread, canned and frozen vegetables, soups, fruit juice and cereals, etc. Food items shall be removed from stock when the printed shelf life date has expired.

13. final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends passage of the accompanying resolution granting applications for Liquor, Wine and Beer Licenses.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-579, granting Liquor, Wine and Beer Licenses, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-579**  
**By Samuels**

**Granting Liquor, Wine and Beer Licenses.**

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor, wine and beer licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

**Off-Sale Liquor, to expire October 1, 2008**

Aramark Food Service LLC, dba Aramark Food Service LLC, 500 11th Av S (change in ownership from Aramark Food Service Corporation)

**On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2008**

Aramark Food Service LLC, dba Aramark Food Service LLC, 500 11th Av S (change in ownership from Aramark Food Service Corporation)

Aramark Food Service LLC, dba Aramark Food Service LLC, 600 1st Av N

**On-Sale Liquor Class B with Sunday Sales, to expire January 1, 2008**

Spring Street Tavern LLC, dba Spring Street Tavern, 355 Monroe St NE

**On-Sale Liquor Class B with Sunday Sales, to expire April 1, 2008**

Toonen Inc, dba Uptown Bar & Cafe, 3018 Hennepin Av (internal transfer of shares)

**On-Sale Liquor Class B with Sunday Sales, to expire October 1, 2008**

Cheema Restaurant LLC, dba New Delhi Bar & Grill, 1400 Nicollet Av (new ownership from Indian Restaurants of Minnesota LLC)

**On-Sale Liquor Class C-1 with Sunday Sales, to expire April 1, 2008**

Fransen Inc, dba Glueks Restaurant, 16 6th St N (upgrade from Class E with Sunday Sales & internal transfer of shares)

**On-Sale Wine Class E with Strong Beer, to expire April 1, 2008**

Los Andes Restaurant LLC, dba Los Andes Restaurant, 317 W Lake St (internal transfer of shares).

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends passage of the accompanying resolution granting applications for Business Licenses.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-580, granting applications for Business Licenses, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-580**

**By Samuels**

**Granting applications for Business Licenses.**

Resolved by The City Council of The City of Minneapolis:

That the following applications for business licenses (including provisional licenses) as per list on file and of record in the Office of the City Clerk under date of November 16, 2007 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 272408)

Amusement Devices; Place of Amusement Class B-2; Bed & Breakfast Facility; Bowling Alley; Car Wash; Christmas Tree; Fire Extinguisher Servicing Class A; All Night Special Food; Confectionery; Grocery; Food Manufacturer; Short-Term Food Permit; Seasonal Short Term Food; Sidewalk Cafe; Vending Machine; Gasoline Filling Station; Going Out of Business; Hospital; Hotel/Motel; Juke Box - Musical; Motor Vehicle Dealer - Used Only; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Accessory Use; Suntanning Facility; Tattooist/Body Piercer; Taxicab Limited; Taxicab Vehicle Fuel Efficient; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Theater Zone I; Theater Zone II; Theater Zone III; Tobacco Dealer; Combined Trades.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends passage of the accompanying resolution granting applications for Gambling Licenses.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-581, granting applications for Gambling Licenses, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-581**

**By Samuels**

**Granting applications for Gambling Licenses.**

Resolved by The City Council of The City of Minneapolis:

That the following applications for gambling licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

**Gambling Class B**

Minnesota Chapter National Multiple Sclerosis Society, dba Minnesota Chapter National Multiple Sclerosis Society, 200 12th Av S (Site: Whiskey Junction, 901 Cedar Av)

**Gambling Lawful Exempt**

All Saints Catholic Church, dba All Saints Catholic Church, 435 5th St NE (Bingo November 18, 2007)

AGC of Minnesota Foundation, dba AGC of Minnesota Foundation, 525 Park St, St. Paul (Raffle February 7, 2008 at Minneapolis Convention Center).

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS** - Your Committee recommends that the following levies be approved and that the Director of the Hennepin County Property Taxation Department be directed to place assessments against the



specified properties to defray costs of work performed under authorization of the Inspections Division to correct nuisance or hazardous conditions on these properties (Petn No 272410):

Levy 1080 - Removal of Offensive Matter (rubbish), payable in one year - \$673,092.14

Levy 1081 - Removal of Offensive Matter (weeds), payable in one year - \$442,722

Levy 1084 - Removal of Offensive Matter (hazardous trees), payable in five years - \$106,159.97

Levy 1085 - Removal of Offensive Matter (brush and plant growth), payable in one year  
-\$147,882.25

Levy 1086 - Inoperable Vehicle Tow Administrative Fees, payable in one year - \$16,425

Levy 1089 - Unpaid Administrative Citations, payable in one year - \$2,540,766

Levy 1092 - Emergency demolition of property - \$238,038.15

Levy 1095 - Building Demolition, payable in one year - \$563,533.74

Levy 1096 - Vacant/Boarded Housing Registrations, payable in one year - \$709,200

Levy 1097 - Reinspection Fees, payable in one year - \$63,311

Levy 1098 - Securing of Buildings (Police Board Up), payable in one year - \$538,239.34

-Levy 1099 - Securing Abandoned Buildings, payable in one year - \$212,935.

Your Committee further recommends that the Department of Regulatory Services be authorized to continue receiving pre-payments until November 30, 2006, as allowable by law, at which point the final levy list will be sent to the Director of the Hennepin County Property Taxation Department.

Your Committee further recommends passage of the accompanying Resolutions directing the Director of the Hennepin County Taxation Department to:

a. place assessments against certain properties to defray the cost of abating nuisance conditions (Levies 1080, 1081, 1084, 1085 and 1086).

b. place assessments against certain properties to defray the cost of unpaid administrative citations and civil fines in accordance with Chapter 2 of the Minneapolis Code of Ordinances (Levy 1089).

c. place assessments against certain properties to defray the cost for building demolition properties (Levy 1092).

d. place assessments against certain properties to defray the cost for building demolition properties (Levy 1095).

e. place assessments against certain properties to defray the cost for registering vacant properties (Levy 1096).

f. place assessments against certain properties to defray the cost relating to reinspection fees in accordance with Chapter 244 of the Minneapolis Code of Ordinances (Levy 1097).

g. place assessments against certain properties to defray the cost of securing any building or structure rendered uninhabitable or unoccupied and open to trespass as a result of lawful police action (Levy 1098).

h. place assessments against certain properties to defray the cost of securing abandoned buildings (Levy 1099).

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-582, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of abating nuisance conditions in accordance with Chapter 227 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-582**

**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of abating nuisance conditions in accordance with Chapter 227 of the Minneapolis Code of Ordinances.**



Whereas, the Director of Inspections is authorized under Chapter 227 of the Minneapolis Code of Ordinances to abate nuisances relating to offensive matter on private premises including rubbish, long grass and weeds, brush and plant growth and dead trees; and

Whereas, the City Charter of the City of Minneapolis provides that costs incurred in the removal of nuisance conditions shall be levied and collected as a special assessment against the properties;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred in the removal of offensive matter are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Numbers 1080 (Rubbish Removal), 1081 (Weed Removal), 1084 (Offensive Tree Removal), 1085 (Shrub, Brush Removal), and 1086 (Inoperable Vehicle Tow Administrative Fees) be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to defray the costs of work performed under authorization of the Inspections Division to abate nuisances on private properties.

Be It Further Resolved that Levy Numbers 1080, 1081, 1085, and 1086 be payable in a single installment with interest thereon at eight percent (8%) and that Levy Number 1084 be paid in five (5) equal annual installments with interest thereon at eight percent (8%) per annum, as set forth in Petn No 272410 on file at the office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-583, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for unpaid administrative citations and civil fines issued in accordance with Chapter 2 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-583**

**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for unpaid administrative citations and civil fines issued in accordance with Chapter 2 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis did determine that certain properties were in violation of the Minneapolis Code of Ordinances and met the criteria stated in Chapter 2 to issue administrative citations and were authorized by the Director of Inspections to have the penalties levied against the property in cases where property owners failed to pay the required administrative citation penalty; and

Whereas, Chapter 2 provides that the unpaid penalties associated with an administrative citation as defined by Chapter 2 shall be levied and collected as a special assessment against the property as provided for in Chapter 10 of the Minneapolis Charter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred for unpaid administrative citations are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1089 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-584, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for Building Demolition properties in accordance with Chapter 249 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-584**  
**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for Building Demolition properties in accordance with Chapter 87 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis did determine that certain buildings met the criteria stated in Chapter 87.100 that defines a vacant property and were authorized by the Director of Inspections to have the fee levied against the property in cases where property owners failed to pay the required yearly fee; and

Whereas, Chapter 87 provides that the cost of building demolition property as defined by Chapter 87.110 shall be levied and collected as a special assessment against the property as provided for in Chapter 87 of the Minneapolis Code of Ordinances when the property owner fails to meet the requirement for fee payment;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred for Building Demolition properties are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1092 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-585, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for Building Demolition properties in accordance with Chapter 249 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-585**  
**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for Building Demolition properties in accordance with Chapter 249 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis did determine that certain buildings met the criteria stated in Chapter 249.80 that defines a vacant property and were authorized by the Director of Inspections to have the fee levied against the property in cases where property owners failed to pay the required yearly fee; and

Whereas, Chapter 249 provides that the cost of building demolition property as defined by Chapter 249.80 shall be levied and collected as a special assessment against the property as provided for in

Chapter 227 of the Minneapolis Code of Ordinances when the property owner fails to meet the requirement for fee payment;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred for Building Demolition properties are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1095 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-586, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for registering vacant properties in accordance with Chapter 249 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-586**  
**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost for registering vacant properties in accordance with Chapter 249 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis did determine that certain buildings met the criteria stated in Chapter 249.80 that defines a vacant property and were authorized by the Director of Inspections to have the fee levied against the property in cases where property owners failed to pay the required yearly fee; and

Whereas, Chapter 249 provides that the cost of registering a vacant property as defined by Chapter 249.80 shall be levied and collected as a special assessment against the property as provided for in Chapter 227 of the Minneapolis Code of Ordinances when the property owner fails to meet the requirement for fee payment;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred for registering vacant properties are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1096 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-587, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost relating to Re-inspection Fees in accordance with Chapter 244 Section 190 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-587**

**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost relating to Re-inspection Fees in accordance with Chapter 244 Section 190 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis did determine that certain buildings met the criteria stated in Chapter 244.190 that determine Re-inspection Fees and were authorized by the Director of Inspections to have the fees levied against the property in cases where property owners failed to pay the required fee; and

Whereas, Chapter 244.190 provides that the cost of Re-inspections to gain compliance with housing maintenance orders as defined by Chapter 244.190 shall be levied and collected as a special assessment against the property as provided for in Chapter 227 of the Minneapolis Code of Ordinances and Chapter 429.101 sub. Sec.(9) of Minnesota State Statutes when the property owner fails to meet the requirement for fee payment;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs incurred for Re-inspection Fees are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1097 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-588, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of securing any building or structure rendered uninhabitable or unoccupied and open to trespass as a result of lawful police action in accordance with Chapter 171 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-588**

**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of securing any building or structure rendered uninhabitable or unoccupied and open to trespass as a result of lawful police action in accordance with Chapter 171 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis is empowered to secure uninhabitable or unoccupied buildings in accordance with Minnesota Statutes Section 463.251; and

Whereas, the Chief of Police did secure such buildings under the authority of the City Council of the City of Minneapolis; and

Whereas, this law provides that the cost of securing such buildings shall be charged against the real estate as provided in Minnesota Statutes, Section 463.21;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs of securing unoccupied or uninhabitable buildings open to trespass under the authority of the Chief of Police are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1098 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-589, directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of securing abandoned buildings in accordance with Chapter 227 of the Minneapolis Code of Ordinances, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-589**

**By Samuels**

**Directing the Director of the Hennepin County Property Taxation Department to place assessments against certain properties to defray the cost of securing abandoned buildings in accordance with Chapter 227 of the Minneapolis Code of Ordinances.**

Whereas, the City Council of the City of Minneapolis is empowered to secure vacant buildings in accordance with Minnesota Statutes Section 463.251; and

Whereas, the Director of Inspections did secure such buildings under the authority of the City Council of the City of Minneapolis; and

Whereas, this law provides that the cost of securing such buildings shall be charged against the real estate as provided in Minnesota Statutes, Section 463.21;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the costs of securing abandoned buildings under the authority of the Director of Inspections are hereby approved and that such costs be assessed against the properties.

Be it Further Resolved that Levy Number 1099 be approved and transmitted to the Hennepin County Taxation Department and that the Director of Hennepin County Property Taxation Department be directed to place assessments against the specified properties to be paid in a single installment with interest thereon at eight percent (8%), as set forth in Petn No 272410 on file at the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**The PUBLIC SAFETY & REGULATORY SERVICES and TRANSPORTATION & PUBLIC WORKS Committees submitted the following report:**

**PS&RS & T&PW** - Your Committee, having under consideration the special assessment deferment application submitted by Gabriel and Cynthia Thomas (Disabled Citizen) to defer the special assessment for hazardous tree removal (Levy 01084, Project 2007) in the principal amount of \$1850.45 for payable 2008 and subsequent years on the property at 1908- 3<sup>rd</sup> Av N (PID #21-029-24-33-0049), legal description: Lot 7, Block 1, "Beltz' Rearrangement of Bofferdings Addition to Minneapolis", now recommends that said application be approved as provided for in Minnesota Statutes, Sections 435.193 through 435.195 and Council Resolutions 80R-365 passed August 8, 1980 and 93R-134 passed April 16, 1993.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.



**The PUBLIC SAFETY & REGULATORY SERVICES and WAYS & MEANS/BUDGET  
Committees submitted the following reports:**

**PS&RS & W&M/Budget** - Your Committee, having under consideration the consolidation of the remaining Emergency Preparedness Grants to enhance the oversight and efficiencies of the Emergency Preparedness grant administration and operations, now recommends passage of the accompanying resolution, as follows:

- a. transferring the remaining active grants to the Department of Regulatory Services and Emergency Preparedness.
- b. transferring the remaining grant appropriations as they were on January 1, 2007.
- c. transferring the associated grant expenditures for 2007 as they stand on the date of City Council approval to the Department of Regulatory Services and Emergency Preparedness.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-590, amending the 2007 General Appropriation Resolution transferring the remaining active grants to the Department of Regulatory Services and Emergency Preparedness; transferring the remaining grant appropriations as of January 1, 2007; and transferring the associated grant expenditures for 2007 to the Department of Regulatory Services and Emergency Preparedness, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-590  
By Samuels and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended as follows:

Metropolitan Medical Response System (MMRS) Sustainment Grant – Contract No. 233-03-0084  
Increase the Appropriation and Revenue Source for the Department of Regulatory Services and Emergency Preparedness in the Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$555,501.

Decrease the Appropriation and Revenue Source of the Fire Department in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$555,501.

Metropolitan Medical Response System (MMRS) - Contract No. 282-99-0021.

Increase the Appropriation and Revenue Source for the Department of Regulatory Services and Emergency Preparedness in Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$250,292.

Decrease the Appropriation and Revenue Source of the Fire Department in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$250,292.

2005 Urban Area Security Initiative Grant (UASI05) – Contract No. 2005-UASI-00710

Increase the Appropriation and Revenue Source for the Department of Regulatory Services and Emergency Preparedness in the Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$586,537.

Decrease the Appropriation and Revenue Source of the Fire Department in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$586,537.

2006 Homeland Security Grant (HSGP0475) – Contract No. 2007-HSGP-00475

Increase the Appropriation for the Department of Regulatory Services and Emergency Preparedness in the Grants - Federal Fund (030-835-8520) by \$663,573 and increase the Revenue Source in the Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$972,500 (per 2007R-092 & 094).  
Decrease the Appropriation of the Fire Department in the Grants - Federal Fund (030-280-2880) by \$663,573 and decrease the Revenue Source in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$972,500.



2006 Metropolitan Medical Response System (HSGP-MMRS06) – Contract No. 2007-HSGP-00501  
Increase the Appropriation for the Department of Regulatory Services and Emergency Preparedness in the Grants - Federal Fund (030-835-8520) by \$314,660 and increase the Revenue Source in the Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$464,660 (per 2007R-093).  
Decrease the Appropriation of the Fire Department in the Grants - Federal Fund (030-280-2880) by \$314,660 and decrease the Revenue Source in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$ 464,660.

2005 Metropolitan Medical Response System (MMRS) – Contract No. 2005-MMRS-00535  
Increase the Appropriation and Revenue Source for the Department of Regulatory Services and Emergency Preparedness in the Grants - Federal Fund (030-835-8520 - Revenue Source 3210) by \$300,518.

Decrease the Appropriation of the Fire Department in the Grants - Federal Fund (030-280-2880 - Revenue Source 3210) by \$300,518.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute a contract with the Northeast Business Association to receive up to \$11,550 to provide beat officers on East Hennepin Avenue during the 2007 holiday shopping season. Further, passage of the accompanying resolution appropriating \$11,550 to the Police Department.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-591**  
**By Samuels and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Other Fund (060-400-P200) by \$11,550 and increasing the Revenue Source (060-400-P200 - Source 3720) by \$11,550.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to accept a grant award of \$490,000 and execute a grant agreement with the Minnesota Department of Public Safety, Office of Justice Programs, for digital in-squad video camera systems for patrol vehicles. Further, passage of the accompanying resolution appropriating \$490,000 to the Police Department.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-592**  
**By Samuels and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Other Fund (060-400-4182) by \$490,000 and increasing the Revenue Source (060-400-4182 - Source 3215) by \$490,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**PS&RS & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute a Memorandum of Understanding with the Immigration and Customs Enforcement Agency, in the amount of \$50,000, for reimbursement of Police Department expenses incurred by the Department providing services to joint operations. Further, passage of the accompanying resolution appropriating \$50,000 to the Police Department.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-593**

**By Samuels and Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Federal Fund (030-400-C007) by \$50,000 and increasing the Revenue Source (030-400-C007 - Source 3210) by \$50,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

**T&PW** – Your Committee recommends passage of the accompanying resolution levying special assessments upon the benefited properties for various Public Works Department projects, adopting the assessment rolls, and directing the City Clerk to transmit certified copies of the assessment rolls to the Hennepin County Auditor.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-594, levying various 2007 Public Works Department Special assessments and adopting the assessment rolls, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-594**

**By Colvin Roy**

**2007 Levy of Various Public Works Department Special Assessments and Adoption of Assessment Rolls.**

Resolved by The City Council of The City of Minneapolis:

That the special assessments for the projects and charges listed below be levied upon the benefited properties for the listed number of successive equal annual installments and interest rates (except as otherwise noted hereinafter), that the assessment rolls as prepared by the City Engineer be adopted and that the City Clerk be directed to transmit certified copies of the assessment rolls to the Hennepin County Auditor for collection to begin on the 2008 real estate tax statements.

1. Uptown (Hennepin-Lake Area) Streetscape Revitalization Project (including Supplemental), Special Improvement of Existing Street No 2897; 15% of cost category adjusted annually for land and building valuation and certified annually for 20 years; 5.3% interest; \$15,871.37 principal and interest for payable 2008 - Levy 01026 - Project 2897M.

2. W Lake Street (Dupont Av S to Blaisdell Av S) and Lyndale Av S (from 29th St to 31st St) Reconstruction Project, Special Improvement of Existing Street No 6708; \$820,471.28 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 - Project 6708C; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project C6708.

3. 50th Street E Reconstruction Project, Special Improvement of Existing Street No 6732; \$410,916.44 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 - Project 6732C; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project C6732.
4. 27th Avenue S Reconstruction Project, Special Improvement of Existing Street No 6217; \$87,020.92 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 - Project 6217C.
5. Mid-City Industrial Street Reconstruction Project, Special Improvement of Existing Street No 2919; \$211,513.50 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 - Project 2919C.
6. Lake Street E (5th Av S to Hiawatha Av S) Streetscape and Street Lighting Revitalization Project, Special Improvement of Existing Street No 6707; \$2,639,127.40 principal (reduced from \$3,819,293 due to a reduction in costs); 15 installments for assessments of more than \$150 – 4.1% interest - Levy 01026 - Project 6707S; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project S6707.
7. Areaway Abandonment & Removal at 1717-1725 E Lake St in conjunction with the Lake St E Street Reconstruction and Streetscape project, Special Improvement of Existing Street No 6707; \$6,525.84 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01054 - Project 6707A.
8. Miscellaneous I-35W Frontage Road Reconstruction, Special Improvement of Existing Street No 9761; \$433,313.37 principal; 10 installments for assessments of more than \$150 - 4% interest – Levy 01026 – Project 9761R; 1 installment for assessments of \$150 or less - 4% interest – Levy 01026 - Project R9761.
9. Lynnhurst (Northeast Area) Street Renovation Project, Special Improvement of Existing Street No 5181; \$252,531.81 principal; 10 installments for assessments of more than \$150 - 4% interest - Levy 01026 - Project 5181R; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project R5181.
10. Lynnhurst (Phase III) Street Renovation Project, Special Improvement of Existing Street No 5182; \$128,674.26 principal; 10 installments for assessments of more than \$150 - 4% interest - Levy 01026 - Project 5182R; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project R5182.
11. 2nd Street SE Sanitary Sewer Project, Special Improvement of Existing Street No 4421; \$91,450.03 principal; 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01021 - Project 4421S.
12. 2007 Alley Resurfacing Program, Special Improvement of Existing Alleys No FS07#1; \$45,211.52 principal; 5 installments for assessments of more than \$150 - 4% interest - Levy 01013 - Project FS071; 1 installment for assessments of \$150 or less - 4% interest - Levy 01013 - Project 071FS.
13. a. Glenwood Street Lighting Project, Special Improvement of Existing Street No 2257; \$229,609.04 principal (reduced from \$269,910 due to a reduction in costs and contributed NRP funds); 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 Project 2257L; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project L2257.  
b. Giving final approval for Street Lighting District No 1316 (said district having been established for the Glenwood Street Lighting Project No 2257); annual operation and maintenance costs in said district - \$380.39 - Levy 01023 - Project 1316.
14. a. Nicollet Avenue S Street Lighting Project, Special Improvement of Existing Street No 2258; \$42,573.09 principal (reduced from \$65,000 due to reduction in final cost and contributed NRP funds); 20 installments for assessments of more than \$150 – 4.25% interest - Levy 01026 - Project 2258L; 1 installment for assessments of \$150 or less - 4% interest - Levy 01026 - Project L2258.  
b. Giving final approval for Street Lighting District No 1318 (said district having been established for the Nicollet Avenue S Street Lighting Project No 2258); annual operation and maintenance costs in said district - \$348.39 - Levy 01023 - Project 1318.
15. Project No 2008, Snow and Ice Removals from Public Sidewalks; \$54,352.30 principal (reduced from \$57,759.70 due to prepayments); 1 installment - 4% interest - Levy 01057 - Project 08SI1.

16. Project No 2008, Public Sidewalk Repair and Construction; \$771,530.01 principal (reduced from \$812,109.32 due to prepayments); 10 installments for assessments of more than \$1500 - 4% interest - Levy 01052 - Project 08S10; 5 installments for assessments of more than \$150 up to \$1500 - 4% interest - Levy 01052 - Project 08S05; 1 installment for assessments \$150 or less - 4% interest - Levy 01052 - Project 08S01.

17. Project No 2008, Water Service Line Repairs; \$528,742.50 principal (reduced from \$546,562.50 due to prepayments); 5 installments at 8% interest - Levy 01028 - Project 08WTR.

18. Project No 2008 Sewer Service Line Repairs; \$36,795 principal (reduced from \$39,600 due to prepayments); 5 installments at 8% interest - Levy 01083 - Project 08SWR.

19. Street Maintenance annual assessments against non-governmental real property exempt from ad valorem taxes: \$0.45 per front foot.

20. Street Lighting Operation and Maintenance annual assessment against non-governmental real property exempt from ad valorem taxes; assessment rates for Street Lighting Districts as listed in Petn No 272414.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW** - Your Committee, having under consideration the organized solid waste collection system for the contracted portion of the City's residential dwelling units, having followed the process set forth in Minnesota Statutes, Section 115A.94, Subd. 4 regarding organized collection, and having received staff recommendations as follows:

a) Adoption of the Findings and Recommendation, as set forth in Petn No 272414 on file in the office of the City Clerk; and

b) Issuance of an RFP for the collection of garbage, recyclables, yard wastes, and metal items in the contracted portion of the City, consistent with the Findings and Recommendation; now recommends that the matter be sent forward without recommendation.

Glidden moved that the report be postponed. Seconded.

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW** - Your Committee, having under consideration the Uptown, Dinkytown, Central Av, Nicollet Av S, Stadium Village, South Hennepin Av, 48th St E and Chicago Av S, 43rd St W and Upton Av S (Linden Hills), Hennepin Theatre District, Chicago-Lake and Bloomington-Lake Special Service Districts, and having held public hearings thereon, now recommends passage of the accompanying resolution approving the special services, cost estimates, service charges, and the lists of service charges for 2008, and directing the City Engineer to proceed with the work.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-595, approving special services, the cost estimates, service charges and the lists of service charges for 2008 in the Uptown, Dinkytown, Central Av, Nicollet Av S, Stadium Village, S Hennepin Av, 48th St E and Chicago Av S, 43rd St W and Upton Av S, Hennepin Theatre District, Chicago-Lake and Bloomington-Lake Special Service Districts and directing the City Engineer to proceed with the work, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-595**

**By Colvin Roy**

**Approving special services, the cost estimates, service charges and the lists of service charges for 2008 in the Uptown, Dinkytown, Central Av, Nicollet Av S, Stadium Village, S Hennepin Av, 48th St E and Chicago Av S, 43rd St W and Upton Av S, Hennepin Theatre District, Chicago-Lake and Bloomington-Lake Special Service Districts and directing the City Engineer to proceed with the work.**

Whereas, public hearings were held on November 6, 2007 in accordance with Laws of Minnesota, 1985, Chapter 302, Laws of Minnesota, 1993, Chapter 375, Article 5, Sections 35 through 38, Laws of Minnesota, 1995, Chapter 264, Article 3, Section 28, Laws of Minnesota, 1996, Chapter 471, Article 8, Section 44 and Chapters 438, 444, 446, 448, 450, 452, 454, 457, 458, 460 and 461 of the Minneapolis Code of Ordinances to consider the proposed special services, the proposed service charges and the proposed lists of service charges, as more particularly described in Petn No 272414 on file in the office of the City Clerk, and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the proposed special services, the proposed cost estimate in the total amount of \$151,200 for 2008 and the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$200,006 (amount remaining after adjusting the cost estimate of \$151,200 for previous years' unexpended balances and additional costs as provided for in Section 438.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Uptown Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$70,000 for 2008 and the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$78,901 (amount remaining after adjusting the cost estimate of \$70,000 for previous years' unexpended balances and additional costs as provided for in Section 444.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Dinkytown Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$80,000 for 2008 and the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$98,673 (amount remaining after adjusting the cost estimate of \$80,000 for previous years' unexpended balances and additional costs as provided for in Section 446.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Central Avenue Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$82,000 for 2008 and the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$82,000 (the special service district had no service revenue charges through 2006 to adjust as provided for in Section 448.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Nicollet Avenue South Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$80,000 for 2008 and the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$64,714 (amount remaining after adjusting the cost estimate of \$80,000 for previous years' unexpended balances and additional costs as provided for in Section 450.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Stadium Village Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$85,900 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$87,442 (amount remaining after adjusting the cost estimate of \$85,900 for previous years' unexpended balances and additional costs as provided for in Section 454.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the South Hennepin Avenue Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$18,000 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$9,061 (amount remaining after adjusting the cost estimate of \$18,000 for previous years' unexpended balances and additional costs as provided for in Section 457.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the 48th Street East and Chicago Avenue South Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$18,000 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$44,581 (amount remaining after adjusting the cost estimate of \$18,000 for previous years' unexpended balances and additional costs as provided for in Section



452.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the 43rd Street West and Upton Avenue South Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$37,000 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$39,200 (amount remaining after adjusting the cost estimate of \$37,000 for previous years' unexpended balances and additional costs as provided for in Section 458.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Hennepin Theatre District Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$20,830 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$20,830 (being a newly implemented special service district with services revenues beginning in 2008 as provided for in Section 461.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Chicago-Lake Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$33,557 for 2008 and that the proposed service charges and the proposed list of service charges for 2008 in the total amount of \$33,557 (being a newly implemented special service district with services revenues beginning in 2008 as provided for in Section 460.70 of the Minneapolis Code of Ordinances) as prepared by the City Engineer and on file in the office of the City Clerk, be and hereby are approved for the Bloomington-Lake Special Service District.

Be It Further Resolved that the City Engineer is hereby directed to proceed with the work.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2008 real estate tax statements in the same manner as special assessments, without interest charges, and that the City Clerk is hereby directed to transmit certified copies of said lists of service charges to the Hennepin County Auditor.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

The **TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS/BUDGET** Committees submitted the following reports:

**T&PW & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to negotiate and execute a three-year master services agreement with each of the four (4) consulting firms submitting successful proposals. The length of this agreement will be from February 15, 2008 to February 14, 2011, with a maximum fee per scope (project) of \$300,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW & W&M/Budget** - Your Committee recommends passage of the accompanying resolution receiving and accepting the final costs and adjusting the capital appropriations as necessary to officially close out 22 capital projects.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-596, receiving and accepting the final costs and adjusting the capital appropriations as necessary to officially close out 22 capital projects, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-596**  
**By Colvin Roy and Ostrow**

**Amending The 2007 Capital Improvement Appropriation Resolution.**



Resolved by The City Council of The City of Minneapolis:

That the final costs of all work described in the following projects be received and accepted for the total amount specified and that the capital appropriation be adjusted as specified thereby closing the projects:

- a) There is no remaining parking capital appropriation in 7570-943-9464 project A6266 (Hennepin on 10th Ramp (St Thomas) project);
- b) Parking capital appropriation in 7580-943-9464 project A6268 should be decreased by \$72,773.73 (Greyhound/Jefferson Ramp project);
- c) Parking capital appropriation in 7500-943-9464 project A6270 should be decreased by \$31,167.78 (Lyn/Lake Parking Lot project);
- d) Parking capital appropriation in 7500-943-9468 project A6284 should be decreased by \$7,967.40 (Impound Lot Improvements project);
- e) Parking capital appropriation in 7500-943-9470 project A7003 should be decreased by \$30,000.00 (1999 Bicycle Parking project);
- f) There is no remaining parking capital appropriation in 7500-943-9470 project A7010 (2001 Bicycle Parking project);
- g) Traffic capital appropriation in 4100-943-9440 project B1570 should be decreased by \$10,000.00 (Phillips - Install Flashing Lights at Stop Sign project);
- h) Traffic capital appropriation in 4100-943-9440 project B1571 shall be decreased by \$10,000.00 (17th Avenue South Bikeway project);
- i) Traffic capital appropriation in 4100-943-9440 project B1596 shall be decreased by \$6,000.00 (Temporary Circles - St. Anthony West project);
- j) Traffic capital appropriation in 4100-943-9440 project B1632 shall be decreased by \$83,000.00 (Signals – Bloomington and Franklin project);
- k) Traffic capital appropriation in 4100-943-9440 project B1661 shall be decreased by \$42,604.88 (40th Street Greenway (Kingfield) project);
- l) There is no remaining traffic capital appropriation in 4100-943-9440 project B1669 (Nicollet Mall LRT Station Design project);
- m) There is no remaining traffic capital appropriation in 4100-943-9440 project B1686 (2002 Controller Conversion project);
- n) Street lighting capital appropriation in 4100-943-9432 project B5071 shall be decreased by \$900,000.00 (Longfellow Street Lighting Plan project);
- o) Street lighting capital appropriation in 4100-943-9432 project B5073 shall be decreased by \$110,000.00 (Seward Street Lighting Plan project);
- p) Traffic capital appropriation in 4100-943-9432 project B5077 shall be decreased by \$0.30 (Lake Street Streetscape);
- q) Traffic capital appropriation in 4100-943-9432 project B5115 shall be decreased by \$1,000.00 (Nicollet Avenue South - Phase II);
- r) Traffic capital appropriation in 7500-943-9464 project R2001 shall be increased by \$71,463.16 (Ramp, Repair and Restoration project);
- s) Parking capital appropriation in 7500-943-9464 project RMP04 shall be decreased by \$608,105.98 (Mill Quarter Municipal Ramp project);
- t) Paving construction capital appropriation in 4100-937-9374 project A2948 should be increased by \$33,617.09 (Spirit of the Lake Alley);
- u) There is no remaining paving capital appropriation in 4100-937-9374 project A2940 (Alley - Chowen to Drew); and
- v) There is no remaining paving capital appropriation in 4100-937-9374 project A2935 (Alley - Bryant to Colfax).

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW & W&M/Budget** - Your Committee recommends passage of the accompanying resolution amending the permit fee and fee structure for excavation permits for permit applications submitted on or after January 1, 2008.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-597, amending the permit fee and fee structure for excavation permits with permit applications submitted on or after January 1, 2008, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-597**  
**By Colvin Roy and Ostrow**

**Amending the permit fee and fee structure for excavation permits with permit applications submitted on or after January 1, 2008.**

Whereas, Chapter 430.60 (f) states "All permit fees, pursuant to Chapters 429 and 430, shall be proposed by the city engineer and established from time to time by city council resolution";

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That determination of City Management and Mapping Data Cost Components of the Excavation fees shall be based upon the following:

Effective with permit applications on or after January 1, 2008, the City Management and Mapping Data Cost Components of the Excavation fees for excavation permits are hereby fixed and shall be collected as follows:

<b>City Management and Mapping Data Component</b>		
	<b>Base Fee</b>	<b>Fee/Feet Over 75' and up to 1200'</b>
Sewer Infrastructure	\$160	\$1.40
Water Infrastructure	\$160	\$1.40
Private Utilities, Inserting within Existing Conduit	\$230	\$0.07
Private Utilities, Bored Under the Surface	\$230	\$1.05
Private Utilities, All Others	\$230	\$1.25

For permits having a length greater than 1200 feet, the City Management and GIS Cost Component shall be based on actual costs as determined by the City Engineer.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW & W&M/Budget** - Your Committee recommends passage of the accompanying resolution supporting the development of a fiscally responsible plan and providing a high quality inside lane multi-modal BRT station at Lake Street, a high-quality connection to the Midtown Greenway, and access at Lake Street as part of the I-35W access improvements and Lake Street Reconstruction.

Your Committee further recommends that the proper City officers be authorized to negotiate and execute a cost participation agreement with Hennepin County to develop a new proposal, as outlined in the accompanying resolution, and to include the development of street designs, streetscape designs, bridge designs, visual quality manuals, and facilitating community involvement for the I-35W access improvements and Lake Street Reconstruction.

Glidden moved that the report be postponed. Seconded

Adopted upon a voice vote 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**T&PW & W&M/Budget** - Your Committee recommends acceptance of the following bids submitted to the Public Works Department:

a) OP 6854, Accept low responsive bids as follows to furnish and deliver control, ball, butterfly, and check valves:

- Henry Pratt Company, in the amount of \$1,517,169; and
- Plant and Flanged Equipment Company, in the amount of \$147,900;

b) OP 6863, Accept low bid of Egan Company, in the amount of \$144,000 to furnish all labor, materials, equipment, and incidentals necessary to replace the light fixtures at the 11th Street Underground Municipal Parking Ramp.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said services, all in accordance with City specifications and contingent upon approval of the Civil Rights Department.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**The WAYS & MEANS/BUDGET Committee submitted the following reports:**

**W&M/Budget** - Your Committee recommends passage of the accompanying resolution authorizing the settlement of legal matters, as recommended by the City Attorney.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-598, authorizing settlement of the following legal claims of Rosie Irons, and Hussein Y. Wasuge, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-598**

**By Ostrow**

**Authorizing legal settlements.**

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with the settlements of:

a) Rosie Irons v. the City of Minneapolis, by payment of \$4,200, payable to Rosie Irons and her attorney, Douglas Stiele; payable from the Self Insurance Fund (6900-150-1500-6640); and

b) Hussein Y. Wasuge v. the City of Minneapolis, by payment of \$7,500, payable to Hussein Y. Wasuge and his attorney, Anthony Rossini, Rossini & Rossini, P.A.; payable from the Self Insurance Fund (6900-150-1500-4400).

Further, authorize the City Attorney's Office to execute of any documents necessary to effectuate the above settlements and release of claims.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**W&M/Budget** - Your Committee recommends passage of the accompanying resolutions as follows:

a) Authorizing the acceptance of Non-profit Convention Events funds to Meet Minneapolis for expenses incurred for qualifying events; and

b) Increasing the appropriation to the Meet Minneapolis agency to reflect receipt of said funds.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**November 16, 2007**

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**RESOLUTION 2007R-599**

**By Ostrow**

**Authorizing the acceptance of Non-profit Convention Events funds to Meet Minneapolis.**

Resolved by The City Council of The City of Minneapolis:

That the proper City officers be authorized to accept Non-profit Convention Events funds in the amount of \$226,900 to provide payment to Meet Minneapolis for expenses incurred for qualifying events.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-600**

**By Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Meet Minneapolis Agency in the Convention Center Related Fund (0760-864-8642) by \$226,900; and increasing the Meet Minneapolis revenue source (0760-864-8642 - Source 3720) by \$226,900.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**W&M/Budget** - Your Committee recommends acceptance of the low bid received on OP #6865 from Minnesota 1 Construction, in the amount of \$65,000 to furnish all labor, materials, equipment and incidentals necessary for snow plowing and removal services at the Minneapolis Convention Center.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said services all in accordance with City specifications and contingent on approval of the Civil Rights Department.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**W&M/Budget** - Your Committee, having under consideration the federal Certified Local Government (CLG) grant administered by the State Historic preservation Office of the MN Historical Society, in the amount of \$20,000 to revise the City's survey of historic properties in parts of Elliott Park, Lowry Hill East, and Loring Park neighborhoods, now recommends the following:

- a) Passage of accompanying resolution authorizing acceptance of funds;
- b) Passage of accompanying resolution appropriating funds; and
- c) Authorizing proper City officers to execute agreement with Mead & Hunt, Inc. as a result of the Request for Proposal (RFP) process.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-601**

**By Ostrow**

**Authorizing the acceptance of federal Certified Local Government (CLG) grant funds.**

Resolved by The City Council of The City of Minneapolis:

That the proper City officers be authorized to accept federal Certified Local Government (CLG) grant funds administered by the State Historic preservation Office of the MN Historical Society, in the amount of \$20,000 to revise the City's survey of historic properties in parts of Elliott Park, Lowry Hill East, and Loring Park neighborhoods.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**RESOLUTION 2007R-602**

**By Ostrow**

**Amending The 2007 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Community Planning and Economic Development Agency in the Federal Fund (0300-890-8962) by \$20,000; and increasing the Community Planning and Economic Development Agency revenue source (0300-890-8962 - Source 3210) by \$20,000.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**W&M/Budget** - Your Committee recommends that the 2007 Special Tax Assessments for Delinquent Utility Charges be approved, as indicated in the assessment roll adopted as part of this action and set forth in Petn No 272422 on file in the Office of the City Clerk.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**The ZONING & PLANNING Committee submitted the following reports:**

**Z&P** - Your Committee, having under consideration the appeal filed by Barbara J. Lutz from the decision of the Board of Adjustment which denied her applications for variances to: a) reduce the corner side yard setback along 6th Ave N from 8 feet to 3 feet; b) allow for eaves to project to the property line along 6th Ave N; and c) reduce the required off-street parking from 1 to 0 parking spaces, at 535 Sheridan Ave N, now recommends that said appeal be granted, and the applications approved, upon the condition that after the adjacent land is conveyed by the Minnesota Department of Transportation a detached garage be constructed within 2 years.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee, having under consideration the appeal filed by John and Patricia Brogen from the decision of the Board of Adjustment which denied their application for a variance to increase the height of a single-family dwelling to three stories to allow for a rear dormer addition, at 5112 Vincent Ave S, now recommends that said appeal be granted, and the application approved, upon the condition that fenestration be doubled on the north and south sides of the dormer.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee, having under consideration the appeal filed by Andrea Anastasi and Matthew Werder from the decision of the Board of Adjustment which denied their application for a variance to increase the height of a fence from 3 feet to 6 feet to allow for an existing 6 foot tall cedar privacy fence, at 201 W Diamond Lake Rd, now recommends that said appeal be granted, and the application approved, upon the conditions that: a) a 15 foot site triangle along the adjacent driveway be included to improve visibility; and b) the applicants be instructed to seek an encroachment permit from Public Works to allow for maintaining the fence on the public right-of-way.

Your Committee further recommends that the variance application and appeal fees paid by the applicants be refunded.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee concurs in the recommendation of the Planning Commission granting the application of Greater Metropolitan Housing Corporation (#1515) to vacate the east-west alley on the block bound by 5th Ave N, Logan Ave N, 6th Ave N, and Morgan Ave N, for construction of two single

family homes, and that the related findings prepared by the Department of Community Planning & Economic Development be adopted.

Your Committee further recommends passage of the accompanying resolution vacating said alley.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-603, to vacate the east-west alley on the block bound by 5th Ave N, Logan Ave N, 6th Ave N, and Morgan Ave N, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-603**

**By Schiff**

**Vacating the East-West Alley on the Block Bound by 5th Ave N, Logan Ave N, 6th Ave N, and Morgan Ave N (# 1515).**

Resolved by The City Council of The City of Minneapolis:

That all of the public alley platted as Lot 6, Block 2, and, Lot 6, Block 3, Stough's Subdivision in Maben, White, and LeBron's Addition to Minneapolis, according to the plat of record at Hennepin County Records Office, Minneapolis, Minnesota is hereby vacated.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee concurs in the recommendation of the Planning Commission denying the application of Ames & Fisher Co. II, LLP (#1527) to vacate all of the dead end stub of 8th Ave N located north of Washington Ave N and the adjacent 30' x 100' easement to the east of this right-of-way for a parking lot for tenants of an existing mixed-use building, and that the related findings prepared by the Department of Community Planning & Economic Development be adopted.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee concurs in the recommendation of the Planning Commission granting the application of Luxor Properties, LLC (#1533) to vacate the north end of the existing alley located at 4654 Russell Ave N, subject to: a) an access easement for the property at 4655 Queen Ave N; b) a corrected legal description; and c) a utility easement in favor of Xcel Energy, to allow access to a proposed detached garage, and that the related findings prepared by the Department of Community Planning & Economic Development be adopted.

Your Committee further recommends passage of the accompanying resolution vacating said alley.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-604, to vacate the north end of the existing alley located at 4654 Russell Ave N, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-604**

**By Schiff**

**Vacating a north end of existing alley (60.73'x14') located at 4654 Russell Avenue N, Minneapolis, Hennepin County, Minnesota (# 1533).**



Resolved by The City Council of The City of Minneapolis:

All that part of the alley platted in Block 10, Sidle Park Addition to Minneapolis, to wit: beginning at the northeast corner of Lot 30, said Addition, thence east 14 feet to the northwest corner of Lot 1, said Addition, thence south 60.72 feet to a point on the west line of Lot 2, said Addition, thence west 14 feet to the east line of Lot 29, said Addition, thence north 60.73 feet, to the point of beginning; all according to the plat of record on file at the Hennepin County Recorder's office, Minneapolis, Minnesota is hereby vacated.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee concurs in the recommendation of the Planning Commission granting the application of Schafer Richardson, Inc. (#1497) to vacate all of the public alley located between 7th and 10th Aves N and 3rd and 4th Sts N, subject to easements to be set with Public Works, utility easements in favor of Xcel Energy and Qwest, and the maintenance of Fire vehicle access, and that the related findings prepared by the Department of Community Planning & Economic Development be adopted.

Your Committee further recommends passage of the accompanying resolution vacating said alley.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-605, vacating all that part of the public alley as dedicated and hereto for not vacated, in Blocks 15 and 16, Bradford & Lewis Addition to Minneapolis, Hennepin County, Minnesota (vicinity between 7th and 10th Aves N and 3rd and 4th Sts N), was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

#### **RESOLUTION 2007R-605**

**By Schiff**

**Vacating all that part of the public alley as dedicated and hereto for not vacated, in Blocks 15 and 16, Bradford & Lewis Addition to Minneapolis, Hennepin County, Minnesota (# 1497).**

Resolved by The City Council of The City of Minneapolis:

That all that part of the public alley as dedicated and hereto for not vacated, in Blocks 15 and 16, Bradford & Lewis Addition to Minneapolis, according to the plat of record at Hennepin County, Minnesota is hereby vacated except that such vacations shall not affect the existing easement right and authority of the City of Minneapolis, Xcel Energy, and Qwest, their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard to each of said corporations as follows, to wit:

**As to Xcel Energy:** An easement over that part of the alley lying southeasterly of the southwesterly extension of the northwesterly line of 8th Avenue North; and the northwesterly 10 feet of said alley lying parallel with and southeasterly of the southeasterly line of 10th Avenue North;

**As to Qwest:** An easement over all that part of the alley lying perpendicular to and northwesterly of 7th Avenue North for a distance of 565 feet from the northwesterly line of 7th Avenue North and an easement over all that part of the alley lying perpendicular to and southeasterly of 10th Avenue North for a distance of 100 feet from the southeasterly line of 10th Avenue North;

**As to the City of Minneapolis:** A perpetual easement for the "Bassett's Creek Storm Sewer", located under the vacated alley, adjacent Lots 12, 13, 30, 31, & 32, Block 16, Bradford & Lewis Addition to Minneapolis, according to the plat of record at Hennepin County, Minnesota; to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations and the City of Minneapolis, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval

of the corporations and the Director of Public Works of the City of Minneapolis having utility facilities located within the area involved authorizing them to do so.

Where the area described above in regard to any of the other corporations, or any part thereof lies within the area described above in regard to the City of Minneapolis, the rights reserved to the other corporation or corporations shall be subordinate to the rights reserved to the City of Minneapolis to the same extent that said rights would be subordinate if this alley had not been vacated.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**Z&P** - Your Committee recommends passage of the accompanying resolution amending Resolution No. 2005R-536 entitled "Vacating a part of a water main easement located at 2740 Minnehaha Ave (#1458)," passed September 23, 2005, in relation to the application of Alliance Housing to vacate said water main easement that lies on the property of the Commons At Hiawatha project, by correcting the legal description.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Resolution 2007R-606, amending Resolution No. 2005R-536 entitled "Vacating a part of a water main easement located at 2740 Minnehaha Ave (#1458)," passed September 23, 2005, correcting the legal description, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2007R-606**

**By Schiff**

**Amending Resolution No. 2005R-536 entitled "Vacating a part of a water main easement located at 2740 Minnehaha Ave (#1458)," passed September 23, 2005.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended by correcting the legal description to read as follows:

That part of the Water Main Easement per Document Number 3926154 described as the northeasterly 25 feet of the southwesterly 40 feet of that part of Minnehaha Avenue, as originally constituted, now vacated, which lies northerly and westerly of a line described as commencing at the most westerly corner of Outlot A, MINNEHAHA INDUSTRIAL PARK, according to the recorded plat thereof; thence on an assumed bearing North 71 degrees 47 minutes 06 seconds East, along the southeast line of said Outlot A and the north line of AUDITOR'S SUBDIVISION NO. 119, files of the County Recorder, a distance of 102.29 feet to a point 386.63 feet easterly of the most westerly corner of said AUDITOR'S SUBDIVISION NO. 119; as measured along said north line of Auditor's Subdivision No. 119; thence South 64 degrees 11 minutes 06 seconds West a distance of 191.39 feet; thence South 27 degrees 05 minutes 11 seconds East a distance of 60.77 feet; thence South 89 degrees 10 minutes 51 seconds East a distance of 260.23 feet to the point of beginning of the line to be described; thence North 64 degrees 27 minutes 55 seconds east a distance 188.12 feet; thence North 0 degrees 08 minutes 10 seconds East a distance 160.36 feet and said line there terminating, is hereby vacated.

Adopted 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

**MOTIONS**

Samuels moved to introduce the subject matter of the following ordinances amending the Minneapolis Code of Ordinances, for first reading and referral to the Public Safety & Regulatory Services Committee:

a. Title 15, Chapter 389 relating to Offenses—Miscellaneous: Noise (repealing subsections that were deemed unconstitutional relating to idling).

b. Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution by adding a new Chapter 58 relating to Idling (adding new regulations relating to idling). Seconded.

Adopted by unanimous consent 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Samuels moved to introduce an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, for first reading and referral to the Public Safety & Regulatory Services Committee (requiring an inspection and additional fee at the time of owner transfer of current rental license and for properties converting from homestead to rental). Seconded.

Adopted by unanimous consent 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Samuels moved to introduce the subject matter of the following ordinances amending Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection, for first reading and referral to the Public Safety & Regulatory Services Committee (regulating solid and hazardous waste storage):

a. Chapter 46 relating to Minneapolis Solid and Hazardous Waste.

b. Chapter 48 relating to Minneapolis Watershed Management Authority.

c. Chapter 53 relating to Lubricating and Motor Oils Recycling. Seconded.

Adopted by unanimous consent 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

Goodman moved to introduce the subject matter of an ordinance amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally, for first reading and referral to the Zoning & Planning Committee (rezoning select parcels and adding a pedestrian oriented overlay district and industrial living overlay district as an implementation step for the Bassett Creek Valley Corridor Master Plan adopted January 12, 2007). Seconded.

Adopted by unanimous consent 11/16/2007.

Absent - Ostrow, Colvin Roy, Johnson.

## RESOLUTION

Resolution 2007R-607, honoring Officer Lisa Davis for being recognized as the 2007 Officer of the Year by the International Association of Women Police, was adopted 11/16/2007 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

### RESOLUTION 2007R-607

**By Ostrow, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman,  
Glidden, Schiff, Remington, Benson, Colvin Roy and Hodges**

**Honoring Officer Lisa Davis for Being Recognized as the 2007 Officer of the Year by the  
International Association of Women Police.**

Whereas, Officer Davis graduated first in her class at the Academy and is an eighteen year veteran of the Minneapolis Police Department; and

Whereas, Officer Davis is the first female assigned to the Minnesota Violent Crimes Fugitive Task Force; and

Whereas, Officer Davis started her law enforcement career in the Marine Corps as a military police officer, and is a martial arts expert; and

Whereas, Officer Davis has earned her Masters Degree from Concordia University in Criminal Justice and Leadership; and

Whereas, Officer Davis has been teaching at the Center for Criminal Justice and Law Enforcement as an instructor for Defensive Tactics and Use of Force and is currently co-authoring a Defensive Tactics Manual; and

Whereas, Officer Davis often volunteers to take teens on trips to the Boundary Waters Canoe Area and speaks at area high schools; and

Whereas, In April 2007, Officer Davis was presented the Excellence in Performance Award from the Minnesota Association of Women Police; and

Whereas, Officer Davis has distinguished herself by her overall service and accomplishments throughout her career in areas of leadership, community service, mentoring and excellence in performance; and

Whereas, Officer Davis is a shining example of the City of Minneapolis' longstanding commitment to diversity in the police department;

Now, Therefore, Be It Resolved by The City Council of The City Of Minneapolis:

That we honor Officer Lisa Davis for being recognized by the International Association of Women Police as the 2007 Officer of the Year.

Adopted 11/16/2007.

Absent: Ostrow, Colvin Roy, Johnson.

#### UNFINISHED BUSINESS

**HE&E** - Your Committee, to whom was referred back on October 19, 2007, a report relating to the Mayoral appointments and reappointments to the Minneapolis Advisory Committee on People with Disabilities, now recommends that the following applicants be sent forward without recommendation:

*Appointments*

Rachel Dykoski, Ward 6, to fill the unexpired term of Jimmie Hanson to expire December 31, 2007; and a new two-year term to expire December 31, 2009

Amanda Tempel, Ward 1, to fill the unexpired term of Jason Jenkins to expire December 31, 2007, and a new two-year term to expire December 31, 2009.

*Reappointments, for two-year terms to expire December 31, 2008*

Dorothy Balen, Ward 10

Kenneth Brown, Ward 12

Martha Hage, Ward 7

Jim Ramnaraine, Ward 11

Keith Swanson, Ward 13

Joan Willshire, Ward 7.

Benson moved to substitute the following report for the above report. Seconded.

Adopted by unanimous consent.

Absent - Ostrow, Colvin Roy, Johnson.

**HE&E** - Your Committee, to whom was referred back on October 19, 2007, a report relating to the Mayoral appointments and reappointments to the Minneapolis Advisory Committee on People with Disabilities, now recommends approval of the following appointments and reappointments :

*Appointments*

Rachel Dykoski, Ward 6, to fill the unexpired term of Jimmie Hanson to expire December 31, 2007; and a new two-year term to expire December 31, 2009

Kenneth Rodgers, Ward 3, to fill the unexpired term of Jason Jenkins to expire December 31, 2007, and a new two-year term to expire December 31, 2009.

*Reappointments, for two-year terms to expire December 31, 2008*

Dorothy Balen, Ward 10

Kenneth Brown, Ward 12

Martha Hage, Ward 7

Jim Ramnaraine, Ward 11

Keith Swanson, Ward 13  
Joan Willshire, Ward 7.  
The substitute report was adopted 11/16/2007.  
Absent - Ostrow, Colvin Roy, Johnson.

#### NEW BUSINESS

Schiff gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 14 of the Minneapolis Code of Ordinances relating to *Liquor and Beer*:

- a. Chapter 360 relating to *In General* (adding the definition of bowling center to Section 360.10).
- b. Chapter 362 relating to *Liquor Licenses* (amending Section 362.395 to exempt bowling centers from the requirement that 60 percent of total gross revenue come from the sale of food and beverage and to impose a lessened requirement of 50 percent).

Schiff gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 12, Chapter 249 of the Minneapolis Code of Ordinances relating to *Housing: Vacant Dwelling or Building, Nuisance Condition* (increasing the fees for vacant building registration).

Benson moved to adjourn. Seconded.  
Adopted upon a voice vote 11/16/2007.  
Absent - Ostrow, Colvin Roy, Johnson.

Merry Keefe,  
City Clerk.

Unofficial Posting: 11/20/2007  
Official Posting: 11/26/2007  
Correction: 2/29/2008